SIRHAN 6/16/72

SUB 5TH PGH 152 BGNG: SIRHAN'S CHIEF XXX

ATTORNEY LUKE MCKISSACK, WHO IS HANDLING THE APPEAL BUT DID NOT SERVE AS DEFENSE LAWYER DURING SIRHAN'S TRIAL, SAID HE WILL DEFINITELY APPEAL

HE SAID THERE ARE TWO OPTIONS OPEN TO HIM. ONE, HE SAID, IS TO ASK THE STATE SUPREME COURT FOR A REHEARING, AND, TWO, TO APPEAL DIRECTLY TO THE U.S. SUPREME COURT.

AT THIS POINT, MCKISSACK SAID, HE LEANS TOWARD THE FIRST OPTION, AND IF THE REHEARING IS DENIED, THEN PETITION THE U.S. SUPREME COURT.

HE SAID HE DISPUTES THE SUPREME COURT RULING ON THE SEARCH AND SEIZURE ISSUES AND PROBABLY WILL MAKE THIS THE BIG POINT OF THE APPEAL.

"THE EMERGENCY DOCTRINE (USED TO JUSTIFY THE SEARCH AND SEIZURE IN THE STATE SUPREME COURT DECISION) LOOKS AWFULLY TENUOUS," MCKISSACK SAID

"IT GIVES US AN AWFUL LOT TO GO FOR IN AN APPEAL TO THE U.S. SUPREME COURT."

PICKUP 10TH PGH BGNG: THE OPINION XXX)

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